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15 **UNITED STATES DISTRICT COURT**
16 **CENTRAL DISTRICT OF CALIFORNIA**

17 WALKER DIGITAL, LLC,

18 Plaintiff,

19 vs.

20 MICROSOFT CORPORATION;
21 DELL INC.; and HEWLETT-
22 PACKARD COMPANY,

23 Defendants.

24 AND RELATED COUNTERCLAIMS

) Case No. 09 CV-7514 PSG (PJWx)

) ~~[PROPOSED]~~ FINAL JUDGMENT

) Date: N/A

) Time: N/A

) Ctrm: 880, Hon. Philip S. Gutierrez

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1 IT IS HEREBY ORDERED, ADJUDGED, and DECREED as follows:

- 2 (1) On its claims for relief, Plaintiff Walker Digital, LLC recover
3 nothing, and the claims be dismissed on the merits;
- 4 (2) On its Second Counterclaim, Defendant Microsoft Corporation be
5 awarded a declaration that it has not infringed and is not infringing
6 U.S. Patent No. 6,349,295;
- 7 (3) On its Third Counterclaim, Defendant Microsoft Corporation be
8 awarded a declaration that it has not willfully infringed and is not
9 willfully infringing U.S. Patent No. 6,349,295;
- 10 (4) On its Second Counterclaim, Defendant Dell Inc. be awarded a
11 declaration that it has not infringed and is not infringing U.S. Patent
12 No. 6,349,295;
- 13 (5) On its Second Counterclaim, Defendant Hewlett-Packard Company
14 be awarded a declaration that it has not infringed and is not infringing
15 U.S. Patent No. 6,349,295;
- 16 (6) Defendants Microsoft Corporation's, Dell Inc.'s, and Hewlett-Packard
17 Company's First Counterclaims for Invalidity are dismissed without
18 prejudice to Defendants' asserting such counterclaims in the event
19 this matter is remanded for any reason, including for further
20 consideration; and
- 21 (7) Defendants Microsoft Corporation, Dell Inc., and Hewlett-Packard
22 Company, as prevailing parties, recover costs from Plaintiff in the
23 amount of _____.

24 The Clerk is directed to enter this Judgment.

25 DATED: 05/06, 2011

PHILIP S. GUTIERREZ

Hon. Philip S. Gutierrez
United States District Judge